

1
2
3 **UNITED STATES DISTRICT COURT**4 **DISTRICT OF NEVADA**

5 ***

6 Alfredo Cardenas,

7 Plaintiff,

8 vs.

9 State of Nevada,

10 Defendant.

Case No. 2:22-cv-01055-GMN-VCF

Order to Administratively Close Case

11 Judge Navarro ordered plaintiff to either file an in forma pauperis application on the Court's
12 approved form or pay the filing fee by Monday, February 13, 2023. ECF No. 6. The deadline has passed,
13 and plaintiff has not filed anything or paid the filing fee. Judge Navarro's order was also returned as
14 "undeliverable." ECF No. 7. In my earlier order, I warned plaintiff that, "[p]ursuant to LR IA 3-1, the
15 plaintiff must immediately file written notification with the court of any change of address...Failure to
16 comply with this rule may result in dismissal of the action." ECF No. 4. Plaintiff did not update his
17 address with the Court. Since plaintiff has not commenced this action, I order that this case be
18 administratively closed.

19 **ACCORDINGLY,**20 **I ORDER** that the Clerk of Court is directed to administratively CLOSE this case.21 **NOTICE**


22 Pursuant to Local Rules IB 3-1 and IB 3-2, a party may object to orders and reports and
23 recommendations issued by the magistrate judge. Objections must be in writing and filed with the Clerk
24 of the Court within fourteen days. LR IB 3-1, 3-2. The Supreme Court has held that the courts of appeal
25 may determine that an appeal has been waived due to the failure to file objections within the specified

1 time. *Thomas v. Arn*, 474 U.S. 140, 142 (1985).

2 This circuit has also held that (1) failure to file objections within the specified time and (2)
3 failure to properly address and brief the objectionable issues waives the right to appeal the District
4 Court's order and/or appeal factual issues from the order of the District Court. *Martinez v. Ylst*, 951 F.2d
5 1153, 1157 (9th Cir. 1991); *Britt v. Simi Valley United Sch. Dist.*, 708 F.2d 452, 454 (9th Cir. 1983).
6 Pursuant to LR IA 3-1, the plaintiff must immediately file written notification with the court of any
7 change of address. The notification must include proof of service upon each opposing party's attorney,
8 or upon the opposing party if the party is unrepresented by counsel. Failure to comply with this rule may
9 result in dismissal of the action.

10 IT IS SO ORDERED.

11 DATED this 5th day of April 2023.

12 
13 _____
14 CAM FERENBACH
15 UNITED STATES MAGISTRATE JUDGE
16
17
18
19
20
21
22
23
24
25